

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

**NOTICE OF DOCUMENT DISCREPANCIES**

**FILED**

2008 JUL 24 AM 9:57

TO: ☒ U. S. DISTRICT JUDGE / ☐ U. S. MAGISTRATE JUDGE  
 FROM: R. Mullin, Deputy Clerk RECEIVED DATE: 7/22/2008  
 CASE NO.: 08cv0904 IEG (NLS) DOCUMENT FILED BY: Plaintiff  
 CASE TITLE: Moore v. Calipatria State Prison, et al  
 DOCUMENT ENTITLED: Motion for Appointment of Counsel

Upon the submission of the attached document(s), the following discrepancies are noted:

<input checked="" type="checkbox"/> Local Rule	Discrepancy
<input type="checkbox"/> 5.1	Missing time and date on motion and/or supporting documentation
<input type="checkbox"/> 5.3	Document illegible or submitted on thermal facsimile paper
<input type="checkbox"/> 5.4	<b>Document not filed electronically. Notice of Noncompliance already issued.</b>
<input type="checkbox"/> 7.1 or 47.1	Date noticed for hearing not in compliance with rules/Document(s) are not timely
<input type="checkbox"/> 7.1 or 47.1	Lacking memorandum of points and authorities in support as a separate document
<input type="checkbox"/> 7.1 or 47.1	Briefs or memoranda exceed length restrictions
<input type="checkbox"/> 7.1	Missing table of contents
<input type="checkbox"/> 15.1	Amended pleading not complete in itself
<input type="checkbox"/> 30.1	Depositions not accepted absent a court order
<input type="checkbox"/>	Supplemental documents require court order
<input type="checkbox"/>	Default Judgment in sum certain includes calculated interest
<input checked="" type="checkbox"/> X	<b>OTHER: Motion already on file and denied (Docket #13). To re-open case, Plaintiff must comply w/ Ct. Order dated 7/21/08.</b>

Date forwarded: 7/23/2008

**ORDER OF THE JUDGE / MAGISTRATE JUDGE**

**IT IS HEREBY ORDERED:**

- ☒ The document is to be filed nunc pro tunc to date received.
- ☒ The document is NOT to be filed, but instead REJECTED. and it is ORDERED that the Clerk serve a copy of this order on all parties.
- Rejected document to be returned to pro se or inmate? ☐ Yes. Court Copy retained by chambers ☐

Counsel is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83.1

CHAMBERS OF: Judge Gonzalez.

Dated: 7/23/08  
cc: All Parties

By: KMB, PSLC

**REJECTED**

In The United States  
District Court For The  
Southern District of California

Gary B. Moore  
Plaintiff

v

Motion For  
Appointment Of Counsel

Sgt Catlett  
T. Ochoa, J. Ayala  
N. Gammis

Civil Action NO. 08-0904 IEG(NLS)

Pursuant to 28 U.S.C § 1915(e)(1) plaintiff Gary B Moore moves for an order appointing counsel to represent him in this case. In support of this motion plaintiff states:

1) Plaintiff is unable to afford counsel. He has requested leave to proceed in forma pauperis.

2) Plaintiff's imprisonment will greatly limit his ability to litigate. The issues involved in this case are complex, and will require significant research and investigation. Plaintiff has limited access to the law library and limited know of the law. Plaintiff is in admin. segregation

3) A trial in this case will likely involve conflicting testimony, and counsel would better enable plaintiff to present evidence and examine witnesses.

4) Plaintiff has made repeated efforts to obtain a lawyer, with negative results.